

LOCAL AND GENERAL.

Frank Buckholz, Makaha, registered at the Hotel Tuesday.

Dowsett's lane, Palama, has been repaired and steam rolled.

Canadian Club whiskey is advertised by Messrs. W. C. Peacock & Co.

An opposition refreshment stand has been erected at the Waikiki bridge. The life of trade!

The Union Feed Company will provide for the Government mules, etc., the ensuing six months.

The list of officers of the Hawaiian Carriage Manufacturing Company is advertised in this paper.

Tenders are solicited by the Board of Education for several new school buildings lately decided upon.

American papers describe Captain Hamilton's damaged flag received at Washington from Samoa.

Mr. Aug. Ahrens, manager of the Waimane plantation, registered at the Hawaiian Hotel Tuesday.

Our shipping news gives information of what looks like a triple ocean race—started Tuesday and Wednesday.

Tenders are wanted at the Interior Office for a fire engine house on Maunaloa street; also, for repairs on Hilo jail.

The "Rules of the Hawaiian Postal Savings Banks" are promulgated by authority in this paper for the information of the public.

Henceforth the Post office wickets will not close against the reception of island mail until half an hour before the departure of the steamers.

Mrs. Strong's letter in the San Francisco Examiner, reproduced elsewhere, describes in a very attractive way some customs obtaining in Samoa.

The contract has not yet been awarded for the North Kohala courthouse. It is understood that all the bids are above the estimates of the bureau of public works.

The road builders are making the dust fly in earnest on the Palama road these days. Inside of a week it bids fair to be restored to the good condition of three years ago.

The present phases of labor immigration and the United States' sugar tariff are engaging the deliberate councils of the Trustees of the Planters' Labor and Supply Company.

An new electric light pole has been erected opposite the Roman Catholic Mission on E street, and another at the middle of Union street. More light is needed in both localities.

A husband after dark ran his car against one of the time barrels marking crossings for the tramway on Berners street. The horse taking fright bolted, but was checked before getting away.

A policeman was killed at 1:30 on Friday morning by two Chinamen, who appeared to be directed to a doctor when they met. One of them had a malignant case requiring repairs—probably had been celebrating the Emperor's marriage.

R. M. Overend, Honolulu, is registered at the Hawaiian Hotel, also the following party of tourists returned from the Yosemite: Wm. Van Deventer and Fredrick S. Holland, Chicago, Wyoming; Dr. George (Gladstone) and wife, Detroit; Mrs. Howard Colt and maid, San Francisco.

When the 10:30 car from Waikiki was about to start on Thursday night, the train took fright and got disengaged from the car. As the animals bolted the car was jerked and jumped off the car, throwing them alighting safely but the remaining two sustaining sundry bruises.

A Chinese prisoner came by the steamer W. H. Hall from Kona, Hawaii, where he had been fined \$150 and costs, or so stated one year of hard labor, for leaving home in possession. He was met by a "friend" at town, willing to put up the money for saving him from dire straits.

Mr. Horne Jones about nine months ago planted a vine in his garden on Nuuanu avenue, and they now bear splendid beans. Mr. Jones has no doubt that this valuable article of commerce can be successfully raised here, with a moderate amount of intelligent care in cultivating the plant.

The manufacturing of King street has progressed as far as the residence of Hon. Paul Newman, and, at the rate the work has been going on for the past month, it ought to be finished to Punahele street within six weeks. It is being better and more rapidly done than any similar work heretofore.

Mr. J. F. Morgan sold at auction on today the following stocks: 10 shares of Puna Sugar Company at \$176 per share, to Hon. W. F. Allen; 10 shares Hawaiian Carriage Manufacturing Company at \$35 per share, to Hon. H. A. Widemann; 10 shares Hawaiian Agricultural Company at \$307.50 per share, to Hon. J. E. Atherton.

A late San Francisco Alta has the following item: Orders have been issued from the Navy Department detaching the officers of the Adams, now at the navy yard, and ordering them home, with the exception of Captain Leary and Assistant Engineers C. W. Dixon and W. T. Durnell. The last two officers are members of the Board to witness the official trial of the Charleston, and will not receive their detachment until that duty is performed.

An article on "Leprosy in India," reprinted in this paper, shows that plague to have attained a colossal spread in that country. The Government, while confessedly weak in the presence of so vast an infection, is on the only track to overcome the destroyer, namely, segregation, and proposes to follow out that policy to a further degree than has been attempted in this country, in separating the infected cases as to segregating the sick from the healthy.

Numbers of native men are fishing off the wharves these nights.

Construction began on the Nuuanu street tramway line Thursday.

Mr. and Mrs. Oscar Branch will please accept thanks for a generous sample of their wedding cake.

The Throver-Schmidt benefit concert was postponed Saturday, and is now bulletined for Thursday night.

Three vessels left for San Francisco in two days last week taking full cargoes of domestic produce, valued at \$226,686 01.

The male students of Oahu College, who are sport-loving boys, have organized an athletic club amongst themselves.

In a row between two schoolboys at the corner of Fort and Beretania streets Thursday, one threw a stone and hit the other a severe blow behind the ear.

Horsemen are not satisfied with the condition of the race track at Kapiolani Park. Hon. John A. Cummins toned it up for Saturday's races at his own expense.

The Bulletin has a selection headed "Onda on Ladies' Clubs." It says nothing about the ball end of a broom or a rolling pin—time-honored clubs of the gentler sex.

A few nights ago the policeman on beat there discovered a fire underneath a Chinese store at the head of Fort street, and put it out before it had time to get any headway.

Thursday forenoon Captain Staples and wife were thrown from a brake by the horse shying, and fell into the fish pond near Oahu Prison. They were not seriously injured.

The Debating Society had a good meeting Thursday evening. An interesting debate was had on the spelling reform question. "Prohibition" will be the topic at next meeting.

Ng Fong was the only person to tender for the grading of the whole of the first division of the Oahu Railway, and he is therefore likely to get the job, that is to be completed by August 1st.

Messrs. Andrews & Kaumomona have been awarded the contract at \$3,350 for building the North Kohala courthouse. Seven other tenders were received ranging from the above amount up to \$5,480.

It is said that some natives camped out on the Park over night with a supply of provisions, on account of a belief that an admission fee was to be charged all crossing the bridge to see the balloon go up.

A great impetus to bathing at the Waikiki beaches has been imparted by the street cars. Many ladies and children avail themselves of the new facilities for the healthful diversion in that safe locality.

Wednesday night a foreigner was seized up helpless on the street, with his face considerably bruised. When he revived enough to be sent home, he could give no account of how he had been battered.

The Hawaiian Commissioners to the Paris Exposition are Col. Z. S. Spalding, Mr. Alfred Houe, Hawaiian Consul-General at Paris, and Hon. John A. Cummins. They are announced in the official organs of this paper.

An official notice in this issue announces the approaching vacation in the Government schools of the Kingdom. Notice is also given to teachers of normal classes and examinations for certificates, which are to be held during the vacation.

A man said to be a native lawyer was drowned lately near Kukuiahe, Hawaii. He was buried on Sunday week at that place, but nobody on the steamer Iwawani, that brought the news, seemed to have heard the unfortunate man's name.

The Hawaiian Emirs and Taro Company recently elected the following officers: Hon. John Richardson, President; Mr. Chas. Copp, Vice-President; Hon. W. H. Daniels, Secretary and Treasurer; Mr. A. N. Kapiolani, Auditor.

Chinese flags were flying on the 25th, and at night the streets in Chinatown were gay with colored lanterns, in honor of the marriage of the young Emperor of China. The wedding was to cost as much as would buy these islands for that nationality.

Mrs. Captain Neilson has sold the schooner Waikiki at private sale to Messrs. Allen & Robinson for \$600. She paid \$800 for it at the auction sale of Pacific Navigation Company's bankrupt property, but has incurred a good deal of expense on the vessel's account.

Near the corner of Merchant and Alakoa streets, Tuesday evening, a Chinaman assaulted one of his own countrymen with iron knuckles, disfiguring his countenance considerably. Loud cries of "hail in" from the injured man brought the police. The offender gave \$100 bail at the station for appearance.

The steamer Kilauea, with an unusually heavy volcanic list elsewhere recorded, took her departure Tuesday afternoon amidst friendly demonstrations between those on board and a large assemblage on the wharf. Professor Berger and his boys of the Royal Hawaiian Band gave an appropriate send-off concert in honor of the numerous company of visiting tourists.

A sailor with a bag of clothes was taken to the station on suspicion the other night, but nothing contraband being found in his duds he was released. Next morning Capt. Carson of the bark Iry preferred a request for the apprehension of a deserted sailor. The man let off was probably the one wanted, but the police have not been able to catch him again.

Captain Larsen went to Waialua on Tuesday morning with the prisoner Aila, accused of the murder of Johnson. The charge was to be nolle prosequ'd at Waialua and Aila then arrested on a new warrant for examination before the Honolulu Police Justice. Mr. Ross is retained for his defense. The woman in the case has been released from detention in which she was subjected at the beginning.

There is a good deal of sickness reported on Maui.

Sugar was 413-16 @ 5-9-16 at New York February 12th.

Handicrafts for February and the Anglican Church Chronicle for March have been received.

The Hamakua mill, Maui, has had to suspend grinding on account of the cane carrier getting broken.

Capt. A. Jacobson of the brig Geo. H. Douglas has our thanks for the latest San Francisco papers by his vessel.

Captain Larsen returned from Waialua on Friday night, with Aila in custody, under a warrant charging him with the murder of Johnson at that place.

There were twenty-nine arrests entered on the Station sheet Saturday and Sunday. One was for murder, one for larceny, two for assault, one for battery, and twenty-three for drunkenness.

The Call recommends Bismarck to hurry up matters before the 4th of March, as, "if he continues to foot with the American State Department after that date he will doubtless be treated to a genuine surprise."

A horse attached to a top brake ran away, coming through town from Waikiki on Beretania street, on Saturday night. Mr. B. Judd, the driver, was thrown out near the hotel and badly shaken up. The brake was smashed to pieces on a lamp post at the corner of Emma street.

The Japanese steamer Omi Maru arrived on time Saturday morning, bringing nearly a thousand labor immigrants from Japan. Besides several Japanese gentlemen, cabin, Mr. H. A. Smith with four daughters and Mr. Hair, of Great Britain, arrived in the cabin. Capt. Conner, who was here with the Takasago Maru, commands the Omi Maru. He showed a clean bill of health for the large company.

SUPREME COURT.

Before Mr. Justice McCully, Wednesday, W. O. Smith, atty. for Rev. H. Bingham, guardian of the minor children of G. A. Bridges, presented guardian's petition for allowance of accounts, discharge, and final order of distribution. It was ordered that accounts be approved, and bond cancelled upon final receipt. Also that W. O. Smith be appointed guardian under \$300 bond.

A replevin case of W. R. Castle vs. J. L. Kaulokua, before Mr. Justice Dole, was continued until called up. Plaintiff in person; V. V. Ashford for defendant.

A Famous False Arrest Case—A Woman Obtains Judgment—Dowler vs. a Board—The Intermediary Court.

The opinion of the Supreme Court in *Dowler vs. a Board* was given by Mr. Justice Preston, in the case of Joseph H. Congdon vs. H. Ackerman and F. A. Schaefer, exceptions from October term, was filed February 25th. At the October term a jury, under instructions from Mr. Justice McCully, found a verdict for the defendants. The plaintiff's exceptions to this verdict were argued at the January term, and now the decision of the Court is that the exceptions are overruled with costs. Mr. Justice Dole, having been counsel in former proceedings, did not sit on the case. Ashford & Ashford for plaintiff; A. S. Hartwell and F. M. Hatch for defendants.

Mr. Justice Bickerton on Feb. 25th gave judgment in the case heard by him on the 18th inst., jury being waived, of Ursula Sherman vs. Frederick Harrison, administrator of estate of Samuel Harrison. This was a claim of \$2,404, with interest at 6 per cent. from July 21st, 1888, for money had and received by Samuel Harrison in his lifetime in trust from plaintiff, under promise to pay it with interest on demand. Judgment is given for plaintiff, less \$330 found in Harrison's trunk and appropriated by her, \$2,134 with interest and costs. A. S. Hartwell for plaintiff; C. Brown for defendant.

The opinion of the full Court by Chief Justice Judd was filed on February 25th in the case of John F. Bowler vs. The Board of Immigration. It is a claim of \$9,000 for an alleged broken contract to ship return South Sea Island laborers by plaintiff's bark Kalkakana. The Court decides that the present Board is not the Board that made the alleged contract; that there being a new statute and the present Board being appointed under it, the liabilities incurred by the previous Board do not attach to the present one. "To attach liability to the Bureau it must appear that the contract was made or authorized by it, and that the contract was within the powers given to it by law." A. S. Hartwell for plaintiff; Attorney-General C. W. Ashford for defendant.

In the term of the Intermediary Court of Oahu, before Mr. Justice Dole Thursday, the calendar as published was only slightly diminished. In *M. E. Silva vs. Ah Fat*, assumpsit \$25, defendant's appeal from Honolulu Police Court, it was ordered that the decision of the lower Court be affirmed with costs.

J. Hunt vs. J. P. Bowen, assumpsit \$100 and interest, defendant's appeal from Honolulu Police Court, was heard and taken under consideration. C. C. Crighton for plaintiff; C. L. Carter for defendant.

Important Decisions—A Fraudulent Lease—Bill Dismissed—The Alluvion Test Case.

The opinion of the full Court by Mr. Justice Bickerton was filed March 1st, upon an appeal from his own decision dismissing plaintiff's bill to cancel a lease, in *Kapahu (w.) vs. J. N. C. Gillman*. It was alleged in the bill that defendant, by false representations and undue influence, induced the petitioner to sign a lease, for fifty years at the annual rental of forty dollars, of a valuable piece of land at Waimanalo, Ewa, Oahu, comprising dwelling house, taro patches, orange, coffee, breadfruit, mangoes, etc. It was alleged that the woman, who was old and deaf, was led to believe that the lease was only for five years. In the original decision His Honor said he found that Kapahu understood at the time she signed the lease that she was

leasing the land for fifty years at forty dollars per annum. Certain other important provisions of the lease he did not find were explained to her or that she understood them, or that they were contemplated in the agreement between her and the defendant. But under the allegations and prayer in the bill he could not decree a reform in the lease. The bill was therefore dismissed, with leave to bring a new bill.

An appeal from this decision was argued before the Supreme Court in banco. In their opinion now filed they begin by saying they do not encourage parties to leases, agreements or contracts resorting to the Courts to be relieved of their obligations; but a party should be informed of and understand the contents of a document before executing it. They find that the plaintiff is old and deaf and did not have the lease fully read to her. Very important provisions, such as one for renewal another fifty years, promises to support her on certain conditions, etc., were not mentioned to the woman. "There has evidently been an attempt to take advantage of the ignorant and deaf old woman," says the Court. The whole document bears the earmarks of fraud, and we do not think that such a lease executed under the circumstances should be allowed to stand. "The opinion decides as follows: 'The prayer of the bill will be granted and the lease ordered to be cancelled on the following conditions: That the plaintiff shall pay to defendant the actual cost of the building (school-house) erected on land, said amount to be ascertained and found by a master of this Court, and should the plaintiff be unable to pay said amount then the master to find the number of years and terms of a lease to defendant to compensate him for his outlay on said building, the plaintiff to pay such amount as found by the master or execute a lease on terms as found by him within sixty days after confirmation of master's report. On compliance with these conditions the decree of the Court below will be reversed, otherwise it will stand. Costs reserved.' A. S. Hartwell for plaintiff; C. Crighton for defendant."

Chancellor Judd filed an opinion March 1st upon a bill in equity of Kekuauwala and Kakaianui vs. Daniel Kalekalei, Elikapeka Macy and Samuel Macy, her husband. In May, 1888, the defendants' action of ejectment against the plaintiffs was heard and determined by Mr. Justice Dole, the jury being waived. Judgment was rendered in favor of defendants (plaintiffs in this suit for certain landed rights in Hamakua, Hawaii). This bill alleges that plaintiffs' counsel, Mr. Thompson, waived jury in that suit without their consent, and that owing to his deafness and ignorance of the Hawaiian language there was a general state of misunderstanding between him and them. The bill alleges other things bearing more on the merits of the land dispute, and prays that execution in the judgment be stayed until further order of the Court. The Chancellor considers defendant argued by defendants, also issues raised on the merits, and concludes: "Upon a careful review of the whole case I can find no reason for enjoining the enforcement of the judgment, and I dismiss the bill." A. S. Hartwell for plaintiffs; A. P. Peterson for defendants.

Mr. Justice Preston on March 1st filed his decision in the trespass case of Robert Halstead vs. James Gay. This was the case, fully reported at the time, decided by Justice Dayton for the plaintiff with nominal damages. Upon a statement of the case agreed to by counsel on both sides, the above Justice who heard the case decides: "I have no doubt as to the law on the subject. Land formed by alluvion, or the gradual and imperceptible accretion from the water, and land gained by reliction, or the gradual and imperceptible recession of the water, belongs to the owner of the contiguous land to which the addition is made. (Many authorities are cited.) 'I therefore find that the land upon which the trespass was committed belonged to the plaintiff, and affirm the decision of the lower Court with costs.' W. R. Castle for plaintiff; A. S. Hartwell for defendant.

LIST OF LETTERS.

Remaining "Uncalled For" in the General Post Office, Honolulu, Feb. 28, 1889.

| | |
|---------------------|--------------------|
| Adams, Mrs S J | Amodeo, Mrs |
| Andrews, Jos | Ashack, Mrs |
| Barnes, Mrs Mary | Bassie, L N |
| B W | Baker, Geo |
| Beatty, Mrs Cassie | Brown, Master Jan |
| Buckle, Miss Mary | Bailey, C M |
| Barnett, Maurice | Bennett, Mrs Mary |
| Bellige, Johanne | Bennett, Mrs Mary |
| Baker, Dr R G | Bennett, Mrs Mary |
| Clark, Geo | Baker, Dr R G |
| Clark, Jeanne | Clark, Mrs C |
| Clark, Mrs C | Cranert, Mrs |
| Cross, Chas W | Cranert, Mrs M |
| Campbell, A | Cochett, Chas |
| Campbell, Mrs A | Coxey, Chasell |
| Coleman, C A (2) | Crosse, Henry |
| Collins, Jas | Danforth, Mrs J |
| Danforth, Mrs J | Doyle, Ed (2) |
| Davis, Geo H (2) | Davidson, Geo L |
| Davis, J H | Dossall, Ed |
| Ella, Miss | Eassie, John |
| Everson, H | Foster, W H |
| Frank, Franz | Gardiner, L Y |
| Graham, S D | Gilbert, Oswald |
| Grannis, F B | Green, Jas A |
| Grant, S | Gray, James |
| Gibbs, J W | Hastings, J |
| Guggenbuhl & Co, R | Hatchinson, A |
| Higgins, H Wil- | Holmes, Mrs Lilly |
| Holmes, Chas | Holmes, Mrs Lilly |
| Hitchcock, H R | Hellewell, Mrs S |
| Hale, O | |
| Irwin, R H | |
| J. S. S. Mrs | Johnson, Madame |
| Johnson, Fred | Jno |
| Larsen, Martin | Laur, Miss Kate |
| Lang, H P | Lindell, Rev O H |
| Levinson, J L | Lewis, W H |
| Lotyquist, S R | Linton, Adolph von |
| March, Chas C | Maguire, L P |
| McLaughlin, Jno | Myntz, L |
| Manin, Master | Martin, Geo |
| Marsh, C E (3) | Miller, Mrs Dora |
| Martin, J H | Moore, T K |
| Moore, T K | Murray, Mrs M |
| McCallum, Jno | Mitchell, Jno |
| Myntz, L | Marshall, Wesley |
| Moon, Capt | Murray, Jno |
| McWhirter, Mr | Meller, E |
| McDonald, Mr | Mardes |
| Meat Market, Marise | |
| Nelson, Master Geo | |
| Oert, Peter | Olsen, Chas |
| Olsen, N C | Ostrom, Franz |
| Perry, James | Peltrio, Francisco |
| Perry, W A | Phillips, Habel |
| Peter, D E | Perry, N |
| Phillips, Maunie | Peterson, Jno |
| Parley, C (2) | Porter, Chas F |
| Parley, C H | |
| Quin, P | |
| Renz, Franz | Rowland, W (2) |
| Rosenberg, M | Ross, A |
| Reed, H C | Robertson, J N |
| Ridgen, Thos | Reinin, Jno |
| Smith, A E | Sherman, G |
| Small, G | Smith, Phillip |
| Squireant, H | Siema, Max |
| Stanton, Mr | Stindler, Mr |
| Spreen, H | Schmidt, Prefere- |
| Sherman, Jno | tenett |
| Smith, Miss N | Schaffer, A |
| St. Cecilia Club | Schaffer, A |
| Snyder, Geo | |
| Trask, J H | Tompson, Jno R |
| Thompson, W | Taylor, Jno |
| Taylor, Jos | Titeomb, Mrs J F |
| White, W | Wilson, A M |
| Wagner, T E | Wilson, S K |
| West, Miss H | |
| Yoncos, Geo | |

Corporation Notice!

A MEETING OF THE STOCK-
HOLDERS OF PAIA PLANTATION will
be held at the Office of C. A. Cooke, on
WEDNESDAY, March 28th, at 10 o'clock A. M., for
consideration of business of importance.
H. LAWS, Treasurer.

WILLIAM FOSTER.

Attorney-at-Law and Notary Public.

31-24 HONOLULU 1257-1m

UNION FEED CO.,

—DEALERS IN—

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Queen and Edinburg Sts.

Telephone 175.

Tele. orders solicited.

[251 1m]

FOR SALE!

I New "Invincible"

Compound Centrifugal Pumping Engine

with stacked

Condenser and Air Pump Complete.

Diameter of Discharge Pipe, 8 Inches.

INQUIRE

HONOLULU IRON WORKS CO.

125-1m

NOTICE.

ALL PARTIES OWING TO W. S.

LUCE up to January 31, 1889,

are hereby requested to make im-

mediate payment to Mr. Frank Brown,

Merchant street (formerly A. M. Hewitt's),

who is authorized to receipt for all moneys

paid to him.

J. P. HACKETT.

H. FOCKE.

Assignees of W. S. Luce.

Honolulu, J. H. H. 25-1m 125-1m

A Notorious Brigand.

Pietro Dinarvo, an Italian brigand, who robbed and murdered the Marquis Giulio Sanduzzi at the latter's villa near Torella, Italy, in 1886, was arrested recently by Inspector Byrne's men who found him at Stamford, Ct., and he will be taken back to Italy, extradition papers having already been granted. The Marquis was very wealthy and noted for his benevolence, and was killed while heroically resisting three burglars, led by Dinarvo, who had entered the villa and were rifling the strong box. They secured over \$20,000. The affair made a great sensation throughout Italy. Two of the robbers were caught in the mountains. They confessed, and betrayed Dinarvo, but he escaped from the country. The New York police were notified, and after a long search they have captured the murderer. Dinarvo has been working for contractors on railroads since arriving in the States.

Beet contracts are being received by the Spreckels' factory at Watsonville, says the Rustler. Farmers are to be given six pounds of seed per acre, and may plant the beets in their own way. Beets weighing five pounds or less will be received at the factory, and last year's schedule of prices on a polarization basis will continue.

Auction Sales.

BY L. J. LEVEY.

Regular Cash Sale!

On Friday, March 8th

At 10 o'clock a.m.

At my Salesroom, corner of Fort and Queen streets, will be sold at Public Auction,

Crockery and Glassware,

Sisal, Sugar, Potatoes, and Corn.

Groceries, Hardware,

AND A GENERAL

Assortment of Merchandise!

And a Quantity of

Household Furniture!

Removed to Salesrooms for convenience of

LEWIS J. LEVEY.

Auctioneer.

LIST OF LETTERS.